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U.S. DISTRICT COURT E.D.N.Y.  
OCT 20 2010  
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United States Attorney  
Eastern District of New York

BROOKLYN OFFICE

RB:MLY  
F.#2010R02068

271 Cadman Plaza East  
Brooklyn, New York 11201

October 20, 2010

CR 10 - 800

By Hand

The Honorable Jack B. Weinstein  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

WEINSTEIN

J. ORENSTEIN, M.J.

Re: United States v. Anthony Dellaventura

Dear Judge Weinstein:

Pursuant to Chief Judge Dearie's Administrative Order dated February 27, 2008 ("Administrative Order"), the government hereby certifies to the Court that the above-captioned case is properly related to United States v. Kenneth Marsh, et al., 10 CR 480 (JBW) ("Marsh").

The Administrative Order provides in relevant part:

[N]otwithstanding any provision of Rule 50.3 of the Rules for the Division of Business Among District Judges, the Clerk of the Court is directed to assign all criminal cases randomly, unless the United States Attorney certifies in writing at the time of filing that a case to be assigned satisfies one of the three conditions in Rule 50.3(c), or involves the same specific conduct that is a subject of a pending case.

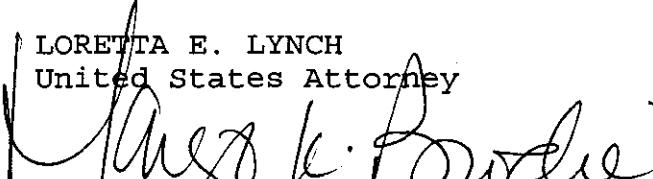
This letter constitutes the certification contemplated by the Administrative Order. Relation is appropriate in this case pursuant to the Administrative Order because Anthony Dellaventura's case involves "the same specific conduct that is a

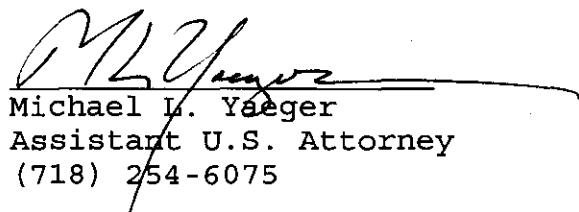
subject of a pending case," namely Marsh. Specifically, Nusfaumer is charged with participating in the same conspiracy charged in Marsh. Relation is therefore appropriate.

Respectfully submitted,

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cc: Clerk of the Court (JBW)  
Mario F. Galluci, Esq.